

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL 2327

---

THIS DOCUMENT RELATES TO THE  
CASE IN EXHIBIT A ATTACHED HERETO

**INACTIVE DOCKET ORDER**

The Court has been advised by counsel that in the case listed on the attached Exhibit A, the plaintiff and Ethicon, Inc.<sup>1</sup> ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep this case on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire the case listed on the attached Exhibit A from the active docket.
3. Plaintiff and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018 then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiff and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including the case on Exhibit A. The Court

---

<sup>1</sup> Ethicon, Inc. includes any incorrect or incomplete spellings of this Defendant, and any Ethicon, Inc. entities.

will reinstate the case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the case listed on the attached Exhibit A. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket Order filed at ECF No. \_\_\_\_.

---

JOSEPH R. GOODWIN  
UNITED STATES DISTRICT COURT

**EXHIBIT A**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-cv-06593	Cooper v Ethicon, Inc. et al
2:12-cv-08575	Drake v Ethicon, Inc. et al
2:12-cv-08784	Martin v Ethicon, Inc. et al
2:13-cv-03083	Webb v Ethicon, Inc. et al
2:13-cv-04824	Lambert v Ethicon, Inc. et al
2:13-cv-04832	Hines v Ethicon, Inc. et al
2:13-cv-13327	Tipton v Ethicon, Inc. et al
2:13-cv-13621	Duhon v Ethicon, Inc. et al
2:13-cv-13630	Coleman v Ethicon, Inc. et al
2:13-cv-14009	Alford v Ethicon, Inc. et al
2:13-cv-15716	Gutierrez v Ethicon, Inc. et al
2:13-cv-15722	Vargas v Ethicon, Inc. et al
2:13-cv-16593	Tucker v Ethicon, Inc. et al
2:13-cv-20784	Amelong v Ethicon, Inc. et al
2:13-cv-20907	Burger v Ethicon, Inc. et al
2:13-cv-21987	Bykowski v Ethicon, Inc. et al
2:13-cv-22040	McClurg v Ethicon, Inc. et al
2:13-cv-22047	Martin v Ethicon, Inc. et al
2:13-CV-24286	Romero v Ethicon, Inc. et al
2:13-cv-28670	Santaliz v Ethicon, Inc. et al
2:13-cv-30308	Fisher v Ethicon, Inc. et al
2:13-cv-32778	Boland v Ethicon, Inc. et al
2:13-cv-32824	McCall v Ethicon, Inc. et al
2:13-cv-32836	Zorn v Ethicon, Inc. et al
2:14-cv-14101	Solano v Ethicon, Inc. et al
2:16-cv-00232	Dawson-Harris v Ethicon, Inc. et al
2:16-cv-11386	McGathey v Ethicon, Inc. et al
2:17-cv-02183	Sherman v Ethicon, Inc. et al